

07/24/01
11002 U.S. PTO

11002 U.S. PTO
09/912472
07/24/01

ASSISTANT COMMISSIONER FOR PATENTS
WASHINGTON, D.C. 20231

Sir:

Transmitted herewith for filing is the reissue application of

Inventor(s): **Mark F. McCarty**

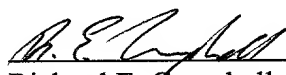
U.S. Patent No.: 5,929,066

Issued: February 2, 1999

For: **CHROMIUM/BIOTIN TREATMENT OF TYPE II DIABETES**

Enclosed are:

- (X) Original patent deed, U.S. patent no. 5,929,066.
- (XI) Reissue Preliminary Amendment and Statement Under 37 C.F.R. 1.173(c).
- (X) A single-sided copy of the specification, claims, and abstract.
- (X) Reissue Declaration by inventor.
- (X) Assent of Assignee to Reissue and Statement Under 37 CFR 3.73(b) with copy of Agreement of Merger and copy of previously recorded assignment.
- (X) The present application qualifies for small entity status under 37 C.F.R. § 1.27.
- (X) Reissue Application Fee Determination Record.
- (X) Return prepaid postcard.
- (X) A check in the amount of \$531 to cover the filing fee is enclosed.
- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, now or in the future, or credit any overpayment to Account No. 11-1410.



Richard E. Campbell
Registration No. 34,790
Attorney of Record

07/24/01
JC882 U.S. PTO

Knobbe Martens Olson & Bear LLP

Intellectual Property Law

620 Newport Center Drive
Sixteenth Floor
Newport Beach, CA 92660
Tel 949-760-0404
Fax 949-760-9502
www.kmob.com

Richard E. Campbell

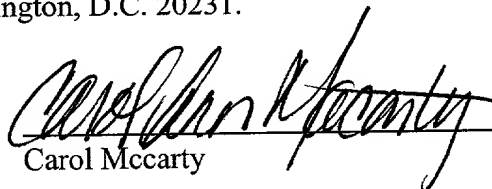
11002 U.S. PTO
09/912472
07/24/01

Assistant Commissioner for Patents
Washington, D.C. 20231

CERTIFICATE OF MAILING BY "EXPRESS MAIL"

Attorney Docket No. : NUTRI.018RA
Applicant(s) : Mark F. McCarty
For : CHROMIUM/BIOTIN TREATMENT OF
TYPE II DIABETES
Attorney : Richard E. Campbell
"Express Mail"
Mailing Label No. : EL 842763782
Date of Deposit : July 24, 2001

I hereby certify that the accompanying Transmittal with a single-sided copy of the specification, claims, and abstract; Original Patent Deed; Reissue Preliminary Amendment and Statement Under 37 C.F.R. 1.173(c); Reissue Declaration by Inventor; Assent of Assignee to Reissue and Statement Under 37 CFR 3.73(b); Verified Statement Claiming Small Entity Status; Reissue Application Fee Determination Record; Check for Filing Fee; Return Prepaid Postcard are being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR 1.10 on the date indicated above and are addressed to the Assistant Commissioner for Patents, Washington, D.C. 20231.


Carol McCarty

S:\DOCS\REC\REC-5758.DOC\072401

San Diego
619-235-8550

San Francisco
415-954-4114

Los Angeles
310-551-3450

Riverside
909-781-9231

Date: July 24, 2001

REISSUE APPLICATION FEE DETERMINATION RECORD

CLAIMS AS FILED - PART I

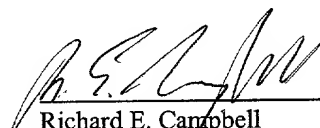
CLAIMS IN PATENT	NUMBER FILED IN REISSUE APPLICATION	NUMBER EXTRA	RATE	FEE
BASIC FEE				\$355
TOTAL CLAIMS 10			\$9	\$0
INDEP. CLAIMS			\$40	\$0
TOTAL FILING FEE				\$355

CLAIMS AS AMENDED - PART II

FOR	CLAIMS REMAINING AFTER AMENDMENT	HIGHEST NO. PREVIOUSLY PAID FOR	PRESENT EXTRA	RATE	ADDITIONAL FEE
TOTAL CLAIMS 26		minus 20	6 =	\$9	\$56
INDEP. CLAIMS 5		minus 2	3 =	\$40	\$120
TOTAL ADDITIONAL FEE FOR THIS AMENDMENT					\$176

TOTAL FEES: 531

- (X) The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 11-1410.
- (X) A check in the amount of \$531 to cover the filing fee is enclosed.
- (X) Return prepaid postcard.



Richard E. Campbell
Registration No. 34,790
Attorney of Record

PATENT
Docket No.: NUTRL018 RA
Date: July 23, 2001

punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful, false statements may jeopardize the validity of the application or patent issuing therefrom.

July 23, 2001
Date

Benjamin T. Sporn
Typed or printed name


Signature

Senior Vice President and Secretary
Title

S:\DOCS\ULD\ULD-1503.DOC
072001

09942420"22421660